

*Argonne Henderson*

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

**AMENDEMENT AND NOTICE OF EXTENSION OF OIL, GAS,  
AND MINERAL LEASE**

STATE OF TEXAS }

COUNTY OF TARRANT }

WHEREAS, JANE ANN COOPER, a widow as Lessor, heretofore executed an Oil, Gas, and Mineral Lease dated August 23, 2005, to XTO ENERGY INC., Lessee, recorded at Clerk Document No. D205348958 Official Public Records of Tarrant County, Texas, and extended by a Memorandum of Extension of Oil, Gas and Mineral Lease dated August 22, 2007 and recorded at Clerk Document No. D207299062 Official Public Records of Tarrant County, Texas, to wit said Memorandum incorrectly stated that the Lease is recorded at Clerk Document No. D205349058, whereas the Lease is recorded at Clerk Document No. D205348958. Said land being to wit:

3.288 acres of land, more or less, out of the J. McDonald Survey Abstract No. 997, Tarrant County, Texas and being more particularly described in Deed Records on September 24, 1997, in Volume 12945, Page 25, Deed Records, Tarrant County, Texas.

AND WHEREAS, said description is incomplete and indefinite as to legal description, and the lands intended to be covered are more accurately described in two tracts as follows:

3.288 acres of land, more or less, out of the J. McDonald Survey Abstract No. 997, Tarrant County, Texas and being more particularly described in Deed Records on September 24, 1997, in Volume 12352, Page 1668, Deed Records, Tarrant County, Texas.

NOW, THEREFORE, in consideration of the premises, and for the purposes of making the said lease definite and certain in respect to the identity of the lands to be covered thereby, the undersigned Jane Ann Cooper, a widow does hereby declare that it was and is her intention to lease for oil and gas purposes the identical tract of land last above described; and we do hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

EXCEPT as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions, and the undersigned Lessor recognizes said lease as a valid and sustaining Oil, Gas and Mineral Lease.

AND WHEREAS, the current Lessee, XTO ENERGY INC., and Lessor agree to extend the primary term of the Lease for an additional Three (3) year so that the primary term of the Lease that was to expire on August 23, 2008, will now expire on August 23, 2011.

NOW, THEREFORE, for and in consideration of the premises, the benefits to be derived herefrom by the undersigned under the Lease, and other good and valuable

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consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby executes this Amendment and Notice of Extension of Oil, Gas and Mineral Lease to provide third parties with notice of the extension of the primary term of the Lease so that the primary term of the lease will expire on August 23, 2011.

Further, I do hereby agree and declare that the Lease, in all of its terms and provisions, is a valid and subsisting Oil and Gas Lease, and shall be binding upon me and shall inure to the benefit of the parties thereto, their successors and assigns.

**IN WITNESS WHEREOF**, this Amendment and Notice of Extension of Oil, Gas and Mineral Lease is executed by the undersigned on the respective date of acknowledgment below, but is effective as of August 23, 2005, date of The Lease.

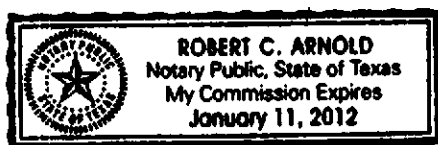
Jane Ann Cooper  
Jane Ann Cooper, a widow

## ACKNOWLEDGMENT

STATE OF TEXAS

COUNTY OF TARRANT }

This instrument was acknowledged before me on the 21 day of August, 2008, by **JANE ANN COOPER, a widow.**



Robert C. Moe  
Notary Public, State of Texas

**Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt.# 1136  
Fort Worth, TX 76137**